

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

5171 CAMPBELLS LAND CO., INC.

Debtor.

)
) Chapter 11
) Case No. 19-22715-CMB
) Related to Doc. No. 72, 105, 206
)

INTERIM CONSENT ORDER CONCERNING REVISED STIPULATION

AND NOW come 5171 Campbells Land Co., Inc. (“Debtor”) and Perkins & Marie Callender’s, LLC (“PMC” and together with Debtor, the “Parties”), by and through their counsel, and file this Interim Consent Order Concerning Revised Stipulation as follows:

BACKGROUND

A. On July 19, 2019, the Parties filed, and this Court approved, that certain Revised Stipulation and Consent Order (as amended by the First Amendments described in Paragraph 3 below, the “Stipulation,” Doc. No. 72).

B. The Stipulation provided, among other things, that any objections to the Stipulation were required to be filed by July 29, 2019. No objections were filed.

C. On August 1, 2019, the Parties filed, and this Court approved, Amendments to Revised Stipulation and Consent Order (the “First Amendments,” Doc. No. 105).

D. Pursuant to the terms of the Stipulation, Debtor is permitted to operate certain restaurants as Perkins restaurants through August 31, 2019.

E. Debtor has filed Emergency Motions to Sell the contents of certain of the restaurants which are the subject of the Stipulation (the “Sale Motions,” Doc. Nos. 149, 151, 153 and 158).

F. On August 29, 2019, Debtor and PMC filed Second Amendment to Revised Stipulation and Consent Order (“Second Amendment,” Doc. No. 206) which, among other things, extends the temporary license to operate certain restaurants until September 6, 2019. The Second Amendment will become effective only if the Sale Motions at Doc. Nos. 151, 153 and 158 are approved.

G. On August 29, 2019, a hearing on the Sale Motions and Second Amendment was held. That hearing will continue on September 5, 2019, at 10:00 a.m. EDT (the “Continued Hearing.”)

H. Because the extension of the temporary license will not be effective until the Sale Motions are approved, this Consent Order is necessary in order to extend the temporary license until the date of the Continued Hearing.

ORDER

IT IS ORDERED, ADJUDGED and DECREED THAT:

1. Pursuant to a temporary license, Debtor shall be entitled to operate the restaurants which it currently is operating as Perkins restaurants until September 5, 2019.
2. Except for the extension of the temporary license to September 5, 2019, all other terms of the Stipulation shall remain in full force and effect.

SO ORDERED this ____ day of _____, 2019.

BY THE COURT

Carlota Böhm
Chief Bankruptcy Judge

[SIGNATURES ON NEXT PAGE]

Consented to this 30th day of August, 2019.

s/ Robert O. Lampl

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CERTIFICATE OF SERVICE

I certify under penalty of perjury that I served the within Interim Consent Order Concerning Revised Stipulation on all counsel of record via the Court's CM/ECF system, as listed below, on August 30, 2019.

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By: /s/ Joel M. Walker